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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ CRL.M.C. 1410/2026

SOURABH & ORS.

.....Petitioners

Through: Ms. Sazia, Mr. Ankit and Ms. V.
Shukla, Advocates.
Petitioners in-person.

versus

STATE NCT OF DELHI AND ANR

.....Respondents

Through: Mr. Shoaib Haider, APP for State.
SI Sonika, P.S.: Okhla Industrial
Area.
Mr. Vishal Kumar, Mr. Aman Ojha
and Mr. Abhishek Kumar, Advocates.
R-2 in-person.

CORAM:

HON'BLE MR. JUSTICE ANUP JAIRAM BHAMBHANI

ORDER

% **20.03.2026**

CRL.M.A. 5645/2026 (exemption)

Exemption granted, subject to just exceptions.

The application stands disposed-of.

CRL.M.C. 1410/2026

By way of the present petition filed under section 528 of the Bharatiya Nagarik Suraksha Sanhita 2023, the petitioners, who are the former husband and in-laws of the complainant/respondent No. 2, seek quashing of case FIR No. 779/2024 dated 16.10.2024 registered under sections 498-A/406/34 of the Indian Penal Code, 1860 ('IPC') at P.S.: Okhla Industrial Area, South East, Delhi.

2. The petition is premised on Settlement Agreement dated 03.07.2025 signed between the parties; and Divorce Decree dated 17.11.2025, which is the culmination of petitions under sections 13B(1) and 13B(2)



of the Hindu Marriage Act 1955, whereby the parties had sought dissolution of their marriage by mutual consent.

3. The petition is supported by affidavits of the petitioners, as also of respondent No. 2, alongwith proof of their IDs.
4. The petitioners as well as respondent No. 2 are present in court. Their credentials have been verified and they have also been identified by their respective counsel.
5. The parties have confirmed that one child, viz. Lakshita Mahamna, was born from the wedlock, who is minor as of date.
6. No appeal is stated to have been filed from the divorce decree.
7. The court has queried Ms. Rashmi Solanki, respondent No. 2, who confirms that she has taken divorce by mutual consent; and that a settlement agreement has been signed between the parties; and that in full-and-final settlement of all her claims including towards maintenance (past, present and future), *stridhan*, dowry articles, jewellery, permanent alimony, etc., she was to receive a sum of Rs. 3,00,000/- from petitioner No. 1; out of which Rs. 2,75,000 /- was paid earlier and Rs. 25,000/- has been paid to her in court today, in compliance of the terms of the settlement agreement. Respondent No. 2 confirms that all aspects of the settlement have now been performed.
8. The settlement deed also records that though the minor child shall remain in the custody of respondent No.2 (mother), petitioner No.1 (father) shall have visitation rights once a week and as and when necessary.
9. Mr. Shoaib Haider, learned APP confirms that the State has no objection to the subject FIR being quashed.



10. In the circumstances, in line with the law laid down by the Supreme Court in ***Gian Singh vs. State of Punjab & Anr.*** reported as (2012) 10 SCC 303 as also in ***Narinder Singh & Ors. vs. State of Punjab & Anr.*** reported as (2014) 6 SCC 466, this court sees no reason why the subject FIR and all proceedings emanating therefrom should not be quashed. This court is of the view that in light of the settlement between the contesting parties, continuing with the subject FIR and all subsequent proceedings would be an exercise in futility and would not be conducive to peace and harmony between the parties.
11. Accordingly, case FIR No.779/2024 dated 16.10.2024 registered under sections 498-A/406/34 IPC at P.S.: Okhla Industrial Area, South East, Delhi is quashed. All proceedings arising therefrom also stand closed.
12. Needless to add that the settlement between the parties leading to the closure of all criminal proceedings by way of the present order will in no way affect the property rights and other rights of the minor child, Lakshita Mahamna *vis-à-vis* her parents, as may be available to her under law, in any manner whatsoever.
13. Petition stands disposed-of.
14. Pending applications, if any, also stand disposed-of.

ANUP JAIRAM BHAMBHANI, J

MARCH 20, 2026/ak